

Service Date: October 24, 2006

FINAL ORDER NO. 6786

DEPARTMENT OF PUBLIC SERVICE REGULATION
MONTANA PUBLIC SERVICE COMMISSION
P.O. Box 202601
Helena, Montana 59620-2601

IN THE MATTER OF Laura Smart dba Smart)	Docket No. T-06.27.PCN
Cab , Libby, Montana, Application for a Montana)	
Intrastate Certificate of Public Convenience and)	Order No. 6786
Necessity.)	

The Commission, being fully advised in the premises, makes the following findings, conclusions and order:

FINDINGS OF FACT

1. On August 21, 2006, **Laura Smart dba Smart Cab**, Libby, Montana, filed an application with the Montana Public Service Commission under Title 69, MCA, for a Certificate of Public Convenience and Necessity authorizing transportation of the following:

Class B – Passengers within the city of Libby, Montana to all points within Lincoln County Montana

2. In accordance with Section 69-23-321, MCA, this matter was noticed to the public September 15, 2006. That notice said in pertinent part:

If no written protests are received by October 5, 2006, a hearing may not be held and a final order may be issued in this Docket. If a protest is received, a hearing will be scheduled. Individual notice of the hearing will be given only to Protestants and Applicant.

The application included affidavits of support.

3. No protests or responses of any kind were received.

4. The record of this application is available for inspection at the Public Service Commission Office, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana 59620-2601.

CONCLUSIONS OF LAW

1. The Montana Public Service Commission properly exercises jurisdiction over the parties and subject matter in this proceeding.

2. The Commission afforded all parties interested in this proceeding proper notice and an opportunity to participate.

3. Public Convenience and Necessity require a grant of the authority sought by the Applicant.

ORDER

NOW THEREFORE, at a session of the Public Service Commission, Department of Public Service Regulation of the State of Montana, held in its offices at 1701 Prospect Avenue, Helena, Montana, on Tuesday, the 17th day of October, 2006 there being present a quorum of Commissioners, there came regularly before the Commission for final action the matters and things in Docket No. T-06.27.PCN, and the Commission being fully advised in the premises;

IT IS ORDERED by the Commission that the application of **Laura Smart dba Smart Cab**, Libby, Montana, for a Certificate of Public Convenience and Necessity IS GRANTED to the following extent:

Class B – Passengers within the city of Libby, Montana to all points within Lincoln County Montana

IT IS FURTHER ORDERED that a full, true, and correct copy of this order be sent forthwith by first class mail to the applicant and all parties herein.

THE FOREGOING ORDER was adopted by the Department of Public Service Regulation of the State of Montana, Public Service Commission, IN OPEN SESSION at Helena, Montana, this 17th day of October, 2006 by a vote of 3-0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION.

GREG JERGESON, Chairman

BRAD MOLNAR, Vice Chairman

DOUG MOOD, Commissioner

ROBERT H. RANEY, Commissioner

THOMAS J. SCHNEIDER, Commissioner

ATTEST:

Connie Jones
Commission Secretary

(SEAL)

NOTE: Any interested party may request the Commission to reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the Final Order issued in Docket T-06.27.PCN in the matter of **Laura Smart dba Smart Cab**, Libby, Montana has today been sent to all parties listed.

MAILING DATE: October 24, 2006

FOR THE COMMISSION

FIRST CLASS MAIL

Laura Smart
dba Smart Cab
1210 Nevada Avenue
Libby, MT 59923

AS ITS INTERESTS MAY APPEAR:

Montana Consumer Counsel
616 Helena Avenue
P.O. Box 201703
Helena, MT 59620-1703